

1 SERENA M. WARNER, ESQ., SB. No. 264799

2 Email: swarner@akk-law.com

3 KEVIN J. DEHOFF, ESQ., SB No. 252106

4 Email: kdehoff@akk-law.com

5 **ANGELO, KILDAY & KILDUFF, LLP**

6 Attorneys at Law

7 601 University Avenue, Suite 150

8 Sacramento, CA 95825

9 Telephone: (916) 564-6100

10 Telecopier: (916) 564-6263

11 Attorneys for Defendants COUNTY OF YOLO, CITY OF DAVIS, CITY OF WOODLAND,
12 CITY OF WEST SACRAMENTO, ANGEL BARAJAS, OSCAR VILLEGAS, DONALD
13 SAYLOR, CHAD RINDE, AARON LAUREL, KEN HIATT, and MICHAEL WEBB

14 SANJIV N. SINGH, A PROFESSIONAL LAW CORPORATION

15 Sanjiv N. Singh, Esq. (SBN 193525)

16 1700 S. El Camino Real Suite 503

17 San Mateo, CA 94402

18 Phone: (650) 389-2255

19 Email: ssingh@sanjivsingh.com

20 INDRAJANA LAW GROUP, A PROFESSIONAL
21 LAW CORPORATION

22 Michael B. Indrajana, Esq. (SBN 258329)

23 1700 S. El Camino Real Suite 503

24 San Mateo, CA 94402

25 Phone: (650) 597-0928

26 Email: michael@indrajana.com

27 Attorneys for Plaintiff MICHAEL BISCH

18 UNITED STATES DISTRICT COURT

19 EASTERN DISTRICT OF CALIFORNIA

20 MICHAEL BISCH, an individual,

21) Case No.: 2:23-cv-00455-DC-SCR

22)

23 Plaintiff,

24) **JOINT ADMINISTRATIVE MOTION**

25 vs.

26) **PURSUANT TO LOCAL RULE 233 FOR**

27 COUNTY OF YOLO, et al.,

28) **BRIEFING SCHEDULE ADJUSTMENT**

Defendants.

29) **REGARDING DEFENDANTS' MOTION**

30) **TO DISMISS AND MOTION TO STRIKE**

31) Dept: Courtroom 8, 13th Floor

32) Judge: Hon. Dena Coggins

33) Trial Date: Not Set

34) Action Filed: March 10, 2023

ADMINISTRATIVE MOTION

Pursuant to Local Rule 233, Plaintiff Michael Bisch (“Plaintiff”) and Defendants County of Yolo, City of Davis, City of Woodland, City of West Sacramento, Angel Barajas, Oscar Villegas, Donald Saylor, Chad Rinde, Aaron Laurel, Ken Hiatt, and Michael Webb (“Defendants”) jointly move for a further revision of the briefing schedule for Defendants’ motion to dismiss (Dkt. No. 39) and motion to strike (Dkt. No. 40). The hearing for both motions is currently noticed for December 12, 2024, although the hearing itself was taken off calendar by Judge Morrison England before his retirement.

As this Court is aware, there have been three minor adjustments in connection with Defendants' motions. First, the Plaintiff granted Defendants a modest extension to file their motions, which extension was used and Defendants filed a day before their deadline as set forth above. Second, pursuant to stipulation, which this court approved (Dkt. No. 44) on October 4, 2024, the parties this court approved revising the briefing schedule such that Plaintiff's opposition was due on November 2, 2024, and Defendants' reply was due on November 12, 2024. Third, pursuant to stipulation which this court approved (Dkt. No. 46), on October 27, 2024, this court approved revising the briefing schedule such that Plaintiff's opposition is currently due on November 13, 2024, and Defendants' reply is currently due on November 22, 2024.

As specified in the prior administrative motion, the most recent need to revise the briefing schedule was due to Plaintiff's need for Defendant Yolo County to complete its production of documents in response to Plaintiff's Request for Production prior to Plaintiff filing his Oppositions to the pending motions. Defense counsel previously believed Yolo County would be able to complete its production by November 7. However, due to the scope of documents requested, specifically the number of email searches that the Yolo County still needs to complete, additional time is needed to produce the requested records.

In order to provide Plaintiff what he believes he needs to oppose the motions, counsel for the parties have agreed to the following:

1. Plaintiff's new Opposition Due Date to the aforementioned motions shall be December 20, 2024:

1 2. Defendants' new Reply Due Date to said motions shall be January 10, 2025.
2 3. Hearing Date: The hearing date for said motions will remain off calendar unless the
3 Court indicates otherwise.

4 For the reasons set forth above, the parties move the Court to grant this motion.

5
6 Dated: November 6, 2024

ANGELO, KILDAY & KILDUFF, LLP

7
8 By: /s/ Serena M. Warner
9 SERENA M. WARNER
10 Attorneys for Defendants COUNTY OF
11 YOLO, CITY OF DAVIS, CITY OF
12 WOODLAND, CITY OF WEST
13 SACRAMENTO, ANGEL BARAJAS,
14 OSCAR VILLEGAS, DONALD
15 SAYLOR, CHAD RINDE, AARON
16 LAUREL, KEN HIATT, and MICHAEL
17 WEBB

18 Dated: November 6, 2024

19 ANJIV N. SINGH, A PROFESSIONAL
20 LAW CORPORATION

21 (as authorized on 11/06/2024)
22 By: /s/ Sanjiv Singh
23 SANJIV SINGH, Attorneys for Plaintiff
24 MICHAEL BISCH

25 Dated: November 6, 2024

26 INDRAJANA LAW GROUP,
27 A PROFESSIONAL CORPORATION

28 (as authorized on 11/06/2024)
29 By: /s/ Michael Indra
30 MICHAEL INDRAJANA, Attorneys for
31 Plaintiff MICHAEL BISCH

1 **PROPOSED ORDER**

2 In connection with the Parties' Joint Administrative Motion to Adjust the Briefing
3 Schedule for Defendants' motion to dismiss (Dkt. No. 39) and motion to strike (Dkt. No. 40),
4 which motions were filed on October 3, 2024, the Court rules as follows:

5 WHEREAS, the Parties have met and conferred as to the need for an adjustment to the
6 current briefing schedule and concluded that discovery responses by Defendants will facilitate a
7 better understanding of the issues;

8 WHEREAS Defendants need additional time beyond what was originally contemplated to
9 complete its document production to Plaintiff due to the scope of the documents requested and the
10 number of email searches required;

11 WHEREAS, the Parties have agreed to the following schedule as such:

12 1. Plaintiff's new Opposition Due Date to the aforementioned motions shall be
13 December 20, 2024;
14 2. Defendants' new Reply Due Date to said motions shall be January 10, 2025.
15 3. Hearing Date: The hearing date for said motions will remain off calendar unless the
16 Court indicates otherwise.

17 WHEREAS, the Court finds the Parties have shown good cause for the briefing schedule
18 to be modified and the changes will not materially impact the docket or scheduling in the matter
19 or the Court,

20 NOW THEREFORE it is ordered that the modified briefing schedule set forth above is
21 adopted.

23 IT IS SO ORDERED.

24 Dated: _____

25 _____ Honorable District Court Judge Dena M. Coggins

1 CASE NAME: *Bisch v. County of Yolo, et al.*
2 COURT: USDC, Eastern District
3 CASE NO. 2:23-cv-00455-DC-SCR

4
5 **PROOF OF SERVICE**
6

7 I am a citizen of the United States, employed in the County of Sacramento, State of
8 California. My business address is 601 University Avenue, Suite 150, Sacramento, California
9 95825. I am over the age of 18 years and not a party to the above-entitled action.

10 On November 6, 2024, I served the parties in this action listed below the following document(s)
11 described as: **JOINT ADMINISTRATIVE MOTION PURSUANT TO LOCAL RULE 233**
12 **FOR BRIEFING SCHEDULE ADJUSTMENT REGARDING DEFENDANTS' MOTION**
13 **TO DISMISS AND MOTION TO STRIKE**

14 The above-named document(s) were served by the following means (*specify*):
15

16 BY ELECTRONIC SERVICE (to individual persons) - By electronically transmitting the
17 document(s) listed above to the email address(es) of the person(s) set forth below, based on court
18 order or agreement of the parties to accept service via electronic transmission. The email address
19 I used to transmit these documents is lynch@akk-law.com on this date. I did not receive, within
20 a reasonable time after the transmission, any electronic message or other indication that the
21 transmission was unsuccessful. (CRC 2.251 or Fed.R.Civ.P.5(b)(E); Civ. Proc. section 1010.6.)

22
23 **SERVICE LIST**

24
25 **Attorneys for Plaintiff:**

26 Sanjiv N. Singh
27 SANJIV N. SINGH, A PROFESSIONAL
28 LAW CORPORATION
1700 S. El Camino Real Suite 503
San Mateo CA 94402
Email: ssingh@sanjivsingh.com

22
23 **Attorneys for Plaintiff:**

24 Michael B. Indrajana
25 INDRAJANA LAW GROUP, A
26 PROFESSIONAL LAW CORPORATION
27 1700 S. El Camino Real Suite 503
28 San Mateo CA 94402
Email: michael@indrajana.com

29 (*Federal*) I declare that I am employed in the office of a member of the bar of this Court at
30 whose direction the service was made . I declare under penalty of perjury under the laws of the
31 United States of America that the above is true and correct.

32 Executed on November 6, 2024 at Sacramento, California.
33

34
35 /s/ Aja Lynch
36 AJA LYNCH